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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/237,605	01/25/1999	RICHARD J. LAZZARA	247168-000035USC1	7280
70001	7590	11/30/2009		
NIXON PEABODY, LLP 300 S. Riverside Plaza 16th Floor CHICAGO, IL 60606			EXAMINER PREBILIC, PAUL B	
			ART UNIT 3774	PAPER NUMBER
			MAIL DATE 11/30/2009	DELIVERY MODE PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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09237605	1/25/99	LAZZARA ET AL.	247168-000035USC1

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**EXAMINER**

Paul B.. Prebilic

ART UNIT	PAPER
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3774	20091123
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DATE MAILED:

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**Commissioner for Patents**

The reply brief filed November 2, 2009 has been entered and considered. The application has been forwarded to the Board of Patent Appeals and Interferences for decision on the appeal.

The Request for Oral Hearing filed November 2, 2009 is acknowledged. The Examiner does not plan on attending the hearing.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Paul B. Prebilic whose telephone number is (571) 272-4758. He can normally be reached on 6:30-5:00 M-Th.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Isabella can be reached on 571-272-4749. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Paul B. Prebilic/  
Primary Examiner, Art Unit 3774